

SULZER IS NEARING BREAK IN HEALTH

Under Care of Physician, Although Friends Insist His Condition Is Good.

ALBANY, N. Y., Sept. 20.—The physical condition of William Sulzer, impeached governor of the State, is causing worry today. He is probably nearer a complete breakdown than ever before in his long political career. Despite the reassuring declarations of those closest to him, and the indignant statements of his intimates that he never was in as good health, it developed today that he is really far from a well man. He is not under the care of a physician, but he has been persuaded to remain quietly at the "people's house" under the watchful eye of Mrs. Sulzer.

When his attorneys have exhausted all of the technicalities through which they have hope of crushing the case against him, Sulzer may come to the impeachment court in person, and dramatically become the chief figure of his own trial. But if he should do this it will be against the earnest protests of his chief counsel. The Sulzer attorneys were in close consultation here today while most of the prosecution had gone back home. The camp followers of the governor, foreseeing certain defeat in his present contention that the assembly did not have the power to impeach him in an extra session, they have one technically left and it is the one on which they are hopeful they will be able to line up the majority of the judges of the court of appeals on their side. That is whether an official can be tried for "high crimes and misdemeanors" when these same offenses were committed prior to his taking the oath of office. The Sulzer attorneys are on this one question alone a unit. They are hopeful that the court will take their way of thinking and decide that because of that fact Sulzer cannot be tried on the articles of impeachment now before it.

It is admitted, however, that they have little hope that they can gain anything other than a technical victory in this way. They would accept a favorable verdict from a majority of the judges of the court of appeals as a strong point in their favor. The majority of the senators, they believe, would vote against this contention, but the judges who voted for it would be depended on, when the final question of guilt or innocence was pending, to refuse to convict on that technical ground and thus prevent a two-thirds of ouster.

Sarecky Denies Effort To Evade Subpoena

BUFFALO, N. Y., Sept. 20.—Louis A. Sarecky, former confidential secretary for Governor Sulzer, and for whom Chairman Levy, of the assembly board of impeachment managers ordered a country-wide search, was found in Buffalo today. Sarecky said he came here on business. He declared his intention of being in Albany on Monday next. "I have seen Aaron J. Levy's statement, that I have ran away from the jurisdiction of the legislature," said Sarecky. "That, of course, is not true. I have been constantly in Albany under subpoena from the Frawley committee for a period of more than six weeks. I have been always ready to respond to any notice, and Senator Frawley, I believe, would cheerfully admit this. Assemblyman Levy has never requested my presence at any time before the committee or any body."

Army and Navy

ARMY.
Leave of absence for fifteen days is granted. Colonel PHOEBUS RIDGWAY, Coast Artillery Corps.
The following named officers are detailed to take the field officers' course at the Mounted Service School, Fort Riley, Kan., to begin October 10, 1913, and will proceed at the proper time to Fort Riley and report in person to the commanding officer of that post for duty accordingly:
Lieutenant Colonel GUY CARLETON, Third Cavalry; Captain CORNELIUS C. SMITH, Fifth Cavalry; Major MATTHEW C. BUTLER, Jr., Sixth Cavalry; Major EDWARD S. BARNUM, Ninth Cavalry; Captain GEORGE J. ODEN, Tenth Cavalry; Major FRANK M. CALDWELL, Fourteenth Cavalry; Captain STERLING P. ADAMS, Fourteenth Cavalry; Captain WILLIAM T. JOHNSTON, Fifteenth Cavalry; Captain CLARENCE N. JONES, Third Field Artillery; Major OTTO H. FARE, Fifth Field Artillery.
The following changes in the stations and duties of adjutants general are ordered:
Lieutenant Colonel BENJAMIN ALVORD is relieved from duty as adjutant of the First Division and is assigned as adjutant of the Central Department and of the Second Division, and will proceed to Texas City, Tex., and report not later than October 15, 1913, for duty, relieving Lieutenant Colonel FLYNN, U. S. MARCH.
Lieutenant Colonel MARCH upon being thus relieved will repair to this city and report to the Adjutant General of the Army for duty in his office.
Lieutenant Colonel LEON S. ROYDREZ upon the expiration of his present leave of absence will repair to this city and report to the Adjutant General of the Army for duty in his office.
Major HENRY H. WHITNEY is relieved from duty in the Philippine Department, to take effect on or about January 1, 1914, and will proceed to San Francisco, Cal.
Major CLARENCE C. WILLIAMS, ordnance department, will visit Sandy Hook, N. J., on official business pertaining to the test of ordnance material.
Captain WILLIAM A. DUNCAN and ARTHUR C. CHRISTIE, Medical Corps, will proceed to New York City and Boston, Mass., on official business pertaining to the X-ray apparatus already installed at military stations in the vicinity of those places and the inspection of new apparatus now in process of construction.

NAVY.
Commander FRANK LYON, commissioned, from July 1.
Lieutenant D. L. PREPOT, detached Paducah, to New Jersey.
Lieutenant A. A. GARCELON, commissioned, from July 1.
Lieutenant (Junior Grade) W. S. FARBET, detached Montana, to Missouri.
Ensign R. E. DENNETT, detached Petrel, to New Jersey.
Ensign R. E. BEPPE, Jr., detached Wyoming, to Missouri.
Ensign C. M. COOK, Jr., detached Albatross, to Maine.
Surgeon E. J. BURTON, to Naval Hospital, Washington, D. C.
Passed Assistant Surgeon E. W. PHILLIPS, to marine recruiting station, Chattanooga, Tenn.
Passed Assistant Surgeon C. C. GRIEVE, detached North Carolina, to home and wait orders.

AGED PASTOR WILL BE BURIED MONDAY

Rev. Benjamin F. Bittinger, 90, Was Well Known as Oldest Minister in Capital.

Funeral services for the Rev. Benjamin F. Bittinger, well known as the oldest minister in Washington, who died suddenly at his home, 32 F street southwest, last evening, will be held at the Westminster Memorial Church, Monday morning at 11 o'clock. The Rev. Dr. Wallace Radcliffe, the Rev. Joseph T. Kelly, and the Rev. T. E. Davis will officiate at the service, and the twenty-one church officers will act as pallbearers. Burial will be in Oak Hill Cemetery.

The Rev. Mr. Bittinger was ninety years old and is believed to have been the oldest graduate of Princeton Theological Seminary, having been ordained a Presbyterian minister in 1847. Born at Waynesboro, Pa., he came to this city while a youth. He received a license to preach from the Presbytery of Baltimore and for a number of years he served churches in southern Pennsylvania and through the valley of Virginia. About 1857 he came to the old Seventh Street Presbyterian Church here, now known as the Westminster Memorial Church. He went to Elliott City, Md., for a time, but came back to his Washington charge in 1868, and remained until 1880. His parishioners then made him a present of the parsonage on F street, where he died.

Although the Rev. Mr. Bittinger was married twice and had a number of children, he leaves only a grandson, Charles Bittinger, a New York artist. The aged pastor was the author of "Bittinger's Manual of Presbyterian Law and Order," which is strictly adhered to in the United States.

CHARLES E. BIRCH.

Charles E. Birch, a native of Georgetown, resident there all his life and for years chief of the Hydrographic Office of the Navy Department, died at his home, 1231 Thirty-first street northwest, yesterday at noon, aged seventy-two.

Mr. Birch early in life learned the engraving art. He went into the Hydrographic Office as a young man, and later rose to chief. He served nearly forty-five years in this office. Mr. Birch was a member of the Dumbarton Avenue Methodist Episcopal Church, and had lived in the Thirty-first street house for the last thirty-eight years. Funeral services will be held at the

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No free boxes from druggists.

Oak Hill Cemetery, chapel Monday morning at 10 o'clock. Mr. Birch leaves a son, Arthur K. Birch, of Cincinnati, Ohio, and a daughter, Miss Blanche Louise Birch, of New York city.

WILLIAM MARSHALL.

Funeral services for William Marshall, who died at his home, 217 Fourteenth street northwest, on Thursday, will be held at Wright's undertaking establishment this afternoon at 2 o'clock. Mr. Marshall was well-known in Washington, having been an employee of the Government Printing Office for more than 40 years.

HARRY CLAY DAVIS.

Funeral services for Harry Clay Davis, palmer and "seer" of Washington and Alexandria, who died at his home, 489 H street southwest, Thursday night, will be held at the residence Monday afternoon at 2 o'clock. Burial will be in Congressional Cemetery.

Clay was a native of Baltimore and was forty-seven years old. He had lived in Washington for nearly forty years and became a palmer at the age of sixteen. He was unmarried.

MARY T. McLAUGHLIN.

Funeral services for Mrs. Mary T. McLaughlin, widow of John McLaughlin, a well-known resident of the District, will be held at St. Paul's Catholic Church Monday morning. Burial will be in Mt. Olivet Cemetery. Mrs. McLaughlin died at her home, 308 Fifteenth street northwest, Thursday.

EDWARD LEE ASHTON.

Funeral services for Edward Lee Ashton, who shot himself while hunting Thursday afternoon, have not yet been announced, but will probably be held at the Ashton residence at Capitol Heights, Md. Ashton died at Casualty Hospital yesterday, having received a charge of shot in the abdomen.

MARY E. SINCLAIR.

Funeral services for Mrs. Mary E. Sinclair, wife of J. William Sinclair, who died at her home, 121 Thirtieth

street northwest, Thursday night, will be held at the residence this afternoon at 4 o'clock. Burial will be in Oak Hill Cemetery. Mrs. Sinclair leaves in addition to a husband, three sons and a daughter.

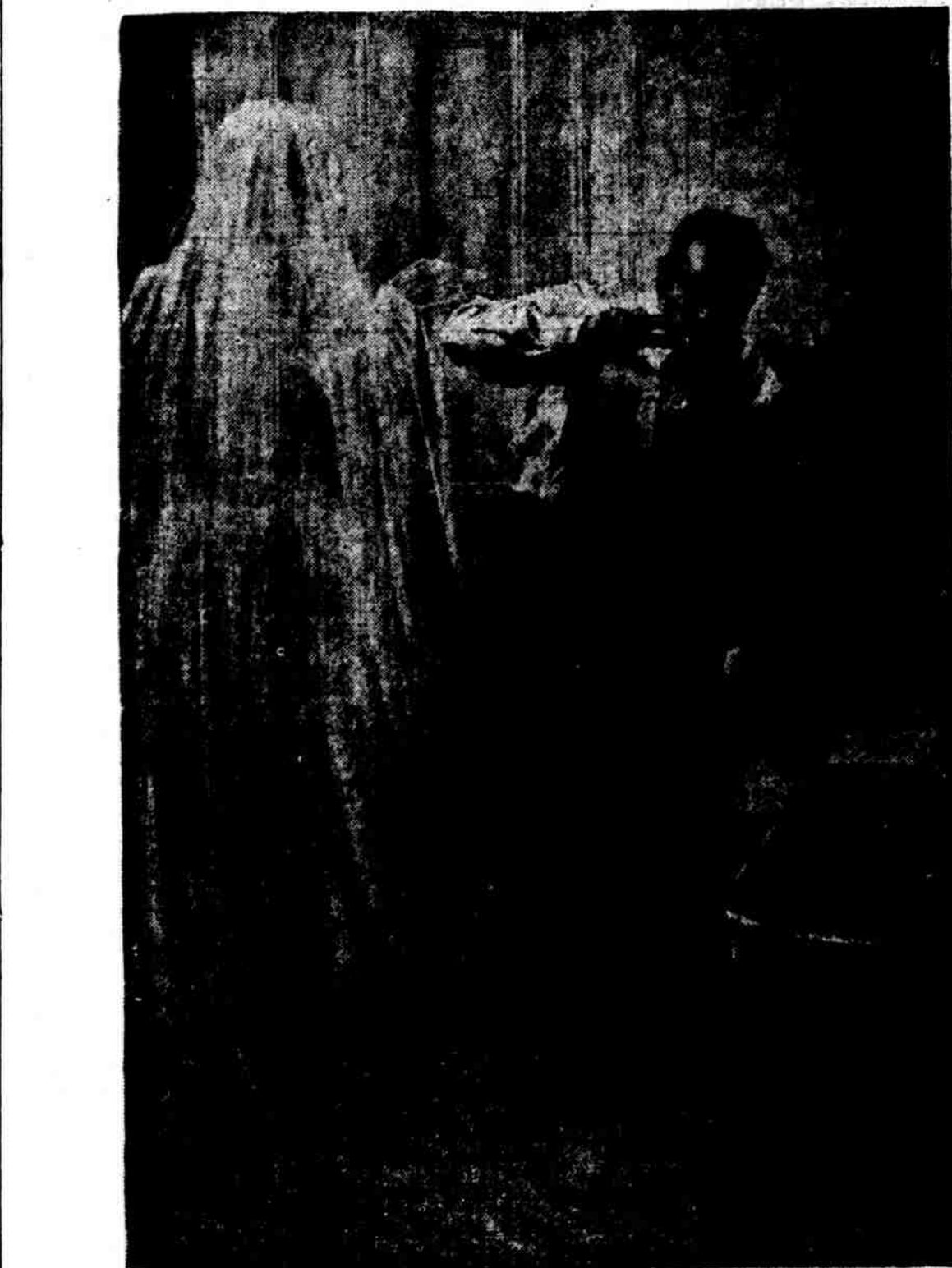
Observing Birthdays.

Herbert Putnam, librarian of Congress, is observing his fifty-second birthday today. Upton Sinclair, author of "The Jungle" and other stories, is thirty-five years old today, and the Most Rev. Samuel P. Matheson, Archbishop of Rupert's Land and Primate of All Canada, is sixty-one years old today.

Mountain Work Meeting.

Owing to the weather conditions, the gathering in the interest of the mountain work in the South, scheduled to be held on the lawn of Mr. and Mrs. Clay V. Davis' residence, at Silver Spring, this afternoon, will probably be held in Gannon's Hall, Miss Sallie S. Beach, of Silver Spring, is receiving donations for the work. Cars marked Forest Glen pass the Davis home.

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for Liquor and Tobacco," by Frank Fayant; "The Idyl of Concord," by Lillian Whiting; "French Roads and Their Trees," by J. J. Conway, and "Plays to Read," by Brander Matthews, are both interesting and instructive and are profusely illustrated.

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